

# **EXHIBIT B**

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January 30, 2007

Hon. Lawrence E. Kahn  
United States Magistrate Judge  
James T. Foley U.S. Courthouse  
445 Broadway, Room 509  
Albany, New York 12207

RE: SYNCA v. Multimedia v. SYNCA – Case #: 8:06-cv-1263

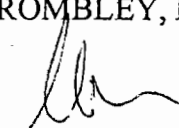
Dear Judge Kahn:

We have made 2 proposed changes to the Order (see redlined and clean versions attached), submitted by the Defendants, that are significant from my client's perspective, as I see no reason to enjoin Synca's counsel nor affiliates who are not parties to the litigation.

If you have any questions, please do not hesitate to contact me.

Very truly yours,

STAFFORD, OWENS, CURTIN  
& TROMBLEY, PLLC

  
By: William L. Owens, Esq.

WLO/taf

Enclosure

CC: James V. Marks, Esq.  
Mark McCarthy, Esq.  
Raymond Monette (via E-Mail)

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF NEW YORK  
SYNCA DIRECT, INC.,

Plaintiff,  
Counterclaim-Defendant,

vs.

MULTIMEDIA DENTAL SYSTEMS, INC.,

Defendant and  
Counterclaim-Plaintiff,

vs

SYNCA, and JOHN DOES 1-5,

Additional  
Counterclaim-Defendants.

**PRELIMINARY  
INJUNCTION  
ORDER**

Index No.: 06-CV-1263  
LEK/DRH

The above-styled matter has come before the Court on the application of Multimedia Dental Systems, Inc. ("MMD") for an Order requiring the Counterclaim-Defendant, Synca Direct, Inc. ("Synca"), to show cause why a temporary restraining order and preliminary injunction should not be issued to prevent Synca from infringing MMD's rights in digital x-ray and dental imaging software known as MediaDent Dental Imaging v.4.5 ("MediaDent D.I.") which is covered by U.S. Copyright Office Certificate of Registration Number TX-6-159-013. Having read and considered MMD's Motion for a Temporary Restraining Order and Preliminary Injunction (the "Motion"), and all materials offered in support of and opposition to the Motion, and counsel for Plaintiff and Counter-Claim Defendant having conceded in open Court that MMD is entitled to a Preliminary Injunction on the record before the Court, it is hereby

ORDERED that, Synca, its principals, directors, officers, subsidiaries, agents, employees, successors, assigns, and all other persons or entities acting in concert with them or who have actual notice of this Order are preliminarily enjoined from:

(a) imitating, copying or making any other infringing use or infringing

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Order REDLINED 1-29-07.doc

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Order\_REDLINE\_1-29-07.doc

distribution of software programs including specifically, but not limited to, CADI v.4, which utilizes any portion of the source code protected by MMD's certificate of copyright registration number TX-6-159-013;

(b) manufacturing, assembling, producing, distributing, offering for distribution, circulating, selling, offering for sale, advertising, importing, promoting or displaying any software program including specifically, but not limited to CADI v.4, which bears any simulation, reproduction, copy, or colorable imitation of any program utilizing any of the source code protected by MMD's certificate of copyright registration number TX-6-159-013;

(c) engaging in any other activity constituting an infringement of any MMD's rights and/or right to use or exploit the above described copyright, and

(d) assisting, aiding, or abetting any other person or business entity engaging in or performing any of the activities referred to in subparagraphs (a) — (c) above; and

DATED: Albany, New York  
January \_\_, 2007

TIME OF ISSUANCE: \_\_\_\_\_

SO ORDERED:

The Honorable Lawrence E. Kahn  
United States District Judge

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF NEW YORK

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SYNCA DIRECT, INC.,

Plaintiff,  
Counterclaim-Defendant,

vs.

MULTIMEDIA DENTAL SYSTEMS, INC.,

Defendant and  
Counterclaim-Plaintiff,

vs.

SYNCA, and JOHN DOES 1-5,

Additional  
Counterclaim-Defendants.

**PRELIMINARY  
INJUNCTION  
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ORDERED that, Synca, its principals, directors, officers, subsidiaries, agents, employees, successors, assigns, and all other persons or entities acting in concert with them or who have actual notice of this Order are preliminarily enjoined from:

(a) imitating, copying or making any other infringing use or infringing

distribution of software programs including specifically, but not limited to, CADI v.4, which utilizes any portion of the source code protected by MMD's certificate of copyright registration number TX-6-159-013;

(b) manufacturing, assembling, producing, distributing, offering for distribution, circulating, selling, offering for sale, advertising, importing, promoting or displaying any software program including specifically, but not limited to CADI v.4, which bears any simulation, reproduction, copy, or colorable imitation of any program utilizing any of the source code protected by MMD's certificate of copyright registration number TX-6-159-013;

(c) engaging in any other activity constituting an infringement of any MMD's rights and/or right to use or exploit the above described copyright, and

(d) assisting, aiding, or abetting any other person or business entity engaging in or performing any of the activities referred to in subparagraphs (a) — (c) above; and

DATED: Albany, New York  
January \_\_, 2007

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SO ORDERED:

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The Honorable Lawrence E. Kahn  
United States District Judge